(3)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR (C.G.)

M.A. No 731 **/2003** Division Bench

APPELLANTS :1 Santram, aged about 35 years
CLAIMANTS S/o Firanta

2. Dilip Kumar, aged about 28 years
S/o. Firanta,
Both by caste Shrivas
Both R/o. Vill. Salheghori
Lormi, Tahsil & Distt. Bilaspur (C.G.)

P. R. No. 1252/03
Presented by Shri C.K. Khaparde
dated 31.03.03

VERSUS

RESPONDENTS
DRIVER :1 Sundar Singh, aged about 47 Yrs.
S/o. Dukhi Ram
Profession Driver, R/o. Village
Gondkhmhi, P.S. & Tahsil Lormi
District Bilaspur (C.G.)

OWNER 2. Sardar Amrit Singh, aged about
54years S/o. Shyam Singh,
Caste Punjabi R/o. Village
Gondkhmhi, P.S. & Tahsil Lormi
District Bilaspur (C.G.)

INSURER 3. The Oriental Insurance Comp. Ltd.
Through Divisional Manager
Bilaspur (C.G.)

Claims before the Tribunal Rs. 2,15,000/-
Court fee paid Rs. 157
Awarded amount Rs. 1,35,000
Same in the present appeal.

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HIGH COURT OF CHHATTISGARH; BILASPUR
(LOK ADALAT)

MISCELLANEOUS APPEAL No. 731 OF 2003

(27)

Appellants: Santram and another

Versus

Respondents: Sundar Singh & others

(Arising out of Claim Case No. 15/2002)

3-2-2007

Shri Gautam Khetrapal, counsel for the appellants.

None for respondents No. 1 & 2.

Shri J.M. Gairola, Divisional Manager, the Oriental Insurance Company Limited with Shri AK Athaley, counsel for respondent No.3.

In terms of compromise, award is passed as below:-

1) In addition to compensation already awarded by the Tribunal, respondent No.3 shall pay Rs.75,000/- (Rupees seventy-five thousand only) to the appellants.
2) For disbursement and deposit in FDR, the Tribunal may pass appropriate orders.
3) The amount, if any, kept in deposit with Bank shall be payable under the orders of Tribunal in accordance with law.
4) Appellants shall be entitled to receive interest on the amount so deposited, if any.
5) In view of the above, appeal against respondents No.1 & 2 stands dismissed.
6) Out of the above amount, Rs.750/- (Rupees seven hundred fifty only) shall be paid to counsel for the appellants directly by respondent No.3 towards counsel fee.
7) If the amount awarded is not deposited within a period of one month, the Insurance Company shall be liable to pay interest at the rate of 9% per annum thereafter.
8) Copy of the award shall be given to the parties free of cost.

Sd/-
V.K.Shrivastava
Judge -Lok Adalat
High Court of Chhattisgarh
Bilaspur

Sd/-
Member – Lok Adalat
High Court of Chhattisgarh
Bilaspur

Raju